



SDMS Document



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Transmitted Via Federal Express and Electronic Mail

September 22, 2009

U.S. Environmental Protection Agency, Region II
2890 Woodbridge Avenue
Edison, New Jersey 08837
Attn: Thomas Budroe

Re: Administrative Settlement Agreement and Order on Consent for Removal Action,
USEPA Region 2 CERCLA Docket No. 02-2008-2020 – *Financial Assurance: 3rd Payment to Trust*

Dear Mr. Budroe:

Tierra Solutions, Inc. [funding and performing, on behalf of Occidental Chemical Corporation, the subject Administrative Order on Consent (Removal Action AOC)] (Respondent) hereby submits this correspondence as notification that pursuant to Section 3.(b) of the Phase I and Phase II Removal Action Area Portion of the Diamond Alkali Superfund Site Trust Agreement ("Trust Agreement"), established pursuant to the Administrative Settlement Agreement and Order on Consent for Removal Action ("Settlement Agreement"), CERCLA Docket No. 02-2008-2020, and attached to the Settlement Agreement as Appendix E, the third payment (\$10,000,000) was made to the Trust.

Please find attached documentation indicating transfer and receipt of the payment by the Trustee, US Bank. If you have any questions, please contact me at (732) 246-3091.

Sincerely,

Tierra Solutions, Inc.

Paul J. Bluestein, P.E.
Project Coordinator
On behalf of Occidental Chemical Corporation
(as successor to Diamond Shamrock Chemicals Company)

Enclosure

Removal Action AOC - Financial Assurance - 3rd Payment to Trust Fund

10th Floor

Two Tower Center Blvd. East Brunswick, New Jersey 08816

- 1c: New Jersey Remediation Branch
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region 2
290 Broadway, 19th Floor
New York, New York 10007-1866
Attn: Lower Passaic River Study Area Remedial Project Manager – Elizabeth Butler
- 1c: Office of Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007-1866
Attn: Lower Passaic River Study Area Site Attorney – Patricia Hick

Funds Transfer Initiation
Transaction Detail Report
By Last Entry Date, Status, and Amount
09/18/2009 - 09/18/2009

Bank ID: 021000021

Account: **Not Responsive**
Acct Name: MAXUS ENERGY CORP

Tran Type: PAYMENT
Drawdown Ind:
Tran ID: **Not Responsive**

Confirmation No: **Not Responsive** | Pay Method: FED
Clearing Ref: **Not Responsive** | Value Date: 09/18/2009
Status: Released

Payment Amount: USD 10,000,000.00

Cust Ref:
Bene Ref:

Beneficiary is a Bank: No
Debit Bank Chgs: Remitter

By Order:
Name:
Address:

Ultimate Bene: 173103781816
Name: OCCIDENTAL CHEM TRUST MGMT
Address: OCCIDENTAL TRUST #128021000

Bene Bank: 091000022
Name: US BANK NA
Address: US BANK PA & NJ CT WIRE CLRG

Intermediary:
Name:
Address:

Bank Info:

Payment Detail: TIERRA SOLUTIONS, INC & OCCIDENTAL
CHEMICAL CORP
LOWER PASSAIC RIVER STUDY AREA

Last Entered By: G6980015
Last Entered On: 09/18/2009 09:40 AM ET

Last Approved By: G6980015
Last Approved On: 09/18/2009 09:40 AM ET

Released By: H0048948
Released On: 09/18/2009 12:28 PM ET

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TRANSACTIONS FROM 09/18/09 TO 09/22/09 - ALL PORTFOLIOS PAGE 1 OF 2
128021000 OCCIDENTAL CHEMICAL 2008 TRUST AGMT PRIM. CASH INCOME CASH
COMMAND ==> _

09/17	BALANCES CARRIED FORWARD	0.00	0.00
09/18	CASH RECEIPT	10,000,000.00	
	RECEIPT OF FUNDS		
	FEDREF 3809 5160RER		
	DEPOSIT TO FUND TRUST		
09/18	PURCHASED 10,000,000 UNITS OF	10,000,000.00-	
	FIRST AMER GOVT OBLIG FUND CL A		
	TRADE DATE 9/18/09		
	DEPOSIT 5160RER		

09/22	ENDING BALANCE - PRINCIPAL PORTFOLIO	0.00	
09/22	ENDING BALANCE - INCOME PORTFOLIO		0.00

F1-HELP F2-HINT F3-END F5-RFIND F6-PRINT F7-UP F8-DOWN F10-LEFT

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